1 2 UNITED STATES DISTRICT COURT 3 WESTERN DISTRICT OF WASHINGTON AT TACOMA 4 DAVID L. MAY, 5 No. C14-5695 RBL-KLS 6 Plaintiff, v. ORDER ADOPTING REPORT AND 7 RECOMMENDATION JOHN D. SNAZA, SERGEANT NOBLE, 8 Defendants. 9 10 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen 11 L. Strombom, objections to the Report and Recommendation, if any, and the remaining record, 12 does hereby find and **ORDER**: 13 The Court adopts the Report and Recommendation. (1) 14 (2) This action is **Dismissed without Prejudice** for failure to state a claim and the 15 application to proceed in forma pauperis denied as moot. 16 The Clerk is directed to send copies of this Order to Plaintiff and to the Hon. (3) Karen L. Strombom. 17 18 **DATED** this 4<sup>th</sup> day of November, 2014. 19 20 21 22 RONALD B. LEIGHTON UNITED STATES DISTRICT JUDGE 23 24 25 26

ORDER ADOPTING REPORT AND RECOMMENDATION- 1